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10 RICHARD G. ALBRIGHT
11 CLERK
12 U.S. DISTRICT COURT
13 NO. 10-80263-VRW
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16 IN THE UNITED STATES DISTRICT COURT
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19 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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22 IN THE MATTER OF:
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25 No CV 10 80263 MISC VRW
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28 Philip Edward Kay,
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31 State Bar No 99830
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34 ORDER
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39 On November 4, 2010, the court issued an order to show cause
40 (OSC) why Philip Edward Kay should not be removed from the roll of
41 attorneys authorized to practice law before this court, based upon his
42 stayed five year suspension by the State Bar of California, with a
43 five year probationary period and actual suspension of three years and
44 various other conditions. The State Bar found Mr Kay had engaged in
45 a panoply of professional misconduct.

46 The OSC was mailed to Mr Kay's address of record with the
47 State Bar on November 8, 2010. On December 10, 2010, Mr Kay filed an
48 84-page document with several hundred pages of attachments purporting
49 to be a response to the OSC. This document, notable largely for its
50 vituperation, fails to state any valid reason why, in light of his
51 suspension by the State Bar, Mr Kay should remain on the roll of
52 attorneys allowed to practice before this court.

Because eligibility for membership in the bar of this court is confined to "active member[s] in good standing of the State Bar of California," Civil L R 11-1(b), Mr Kay is not eligible to practice in this court while not in good standing of the State Bar.

5 Philip Edward Kay will not be authorized to practice before
6 this court until such time as he petitions for reinstatement following
7 his return to good standing of the State Bar of California.

IT IS SO ORDERED.

VAUGHN R WALKER
United States District Judge

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

In the matter of:

Philip Edward Kay,

Case Number: CV10-80263 VRW

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on January 3, 2011, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Philip Edward Kay
736 43rd Avenue
San Francisco, CA 94121

Dated: January 3, 2011

Richard W. Wiking, Clerk
By: Cora Klein, Deputy Clerk

Cora Klein